

US District Court
District of Massachusetts

CLERK'S OFFICE

Grant Boyd

2006 OCT 10 P 4:32

V.

U.S. DISTRICT COURT
DISTRICT OF MASS

Civil Action No.

05-10873-RWZ

Mike Austin, et al

I. Plaintiff's Affidavit in Support of
Plaintiff's motion to hold USMS in
Contempt and to order Compliance

I, Grant Boyd, declare the following to be
true and complete:


A) On September 6, 2006 I did serve upon
the US Marshals Service c/o Chief Deputy
William Fallon of 1 Courthouse Way, Boston
MA 02210 a Subpoena For documents and
did so in compliance with F.R.Civ.P. 45(b).
Proof of Service was sent to the Court
on September 6, 2006.

B) The mail officer at MCI Cedar Junction
refused to process postage pre-paid certified
first class mail containing the subpoena
noted above in A. AS was noted with
the Court on September 19, 2006.

C) On September 6, 2006 Plaintiff Again Served Upon the USMS c/o William Fallon the Subpoena Noted Above in FAA via Postage Pre-Paid First Class Mail as well as Postage Pre-Paid Certified First Class Mail (USPS Certified Receipt No 7004 2890 0003 8144 5890) as was noted with the Court on September 19, 2006.

D) As of October 4, 2006 the Plaintiff has not received a response to the Subpoena which was originally due on September 21, 2006.

Signed Under the Pain and Penalty of Perjury.



Grant Boyd, Pro-Se

10/5/06
DATE

RE: Affidavit in Support Contempt Order
05-10873-RWZ Boyd v Austin